



PATENT  
Customer No. 22,852  
Attorney Docket No. 9404.0008-05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
Jacques DUBOIS <i>et al.</i>	)	Group Art Unit: 1614
	)	
Serial No.: 10/767,705	)	Examiner: Unknown
	)	
Filed: January 29, 2004	)	
	)	
For: METHODS OF USE OF	)	Confirmation No.: 5654
FLUOROQUINOLONE	)	
COMPOUNDS AGAINST	)	
MAXILLARY SINUS	)	
PATHOGENIC BACTERIA	)	

**MAIL STOP MISSING PARTS**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

**SUBMISSION OF SUBSTITUTE SPECIFICATION**

In reply to the Notice to File Corrected Application Papers mailed August 31, 2004, Applicants submit a Substitute Specification pursuant to 37 C.F.R. § 1.125. This Substitute Specification is a better copy of the Specification originally filed January 29, 2004, including the original Claims and Abstract, and thus contains no new matter.

Please replace the Specification, original Claims, and Abstract filed January 29, 2004, with the attached Substitute Specification.

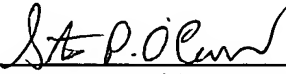
If there is any fee due in connection with the filing of this Substitute Specification, please charge the fee to our Deposit Account No. 06-0916.

PATENT  
Customer No. 22,852  
Application No. 10/767,705  
Attorney Docket No. 9404.0008-05

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 26, 2004

By:   
Steven P. O'Connor  
Reg. No. 41,225  
(571) 203-2718



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

JFW

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/767,705	01/29/2004	Jacques Dubois	P50928X1D1C2

CONFIRMATION NO. 5654

22852  
 FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER  
 LLP  
 1300 I STREET, NW  
 WASHINGTON, DC 20005

## FORMALITIES LETTER



\*OC000000013685143\*

Date Mailed: 08/31/2004

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

***Filing Date Granted***

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages ALL are not in compliance with 37 CFR 1.52(a).

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

H. M. M. M.  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY